

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, April 9, 2013**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Todd B. Morgan
Commissioner Daniel L. Morris
Sue Sabo, Acting County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Jones, to approve the minutes of March 26, 2013 as presented. Motion carried 5-0.

INTRODUCTION OF COUNTY ADMINISTRATOR

Commissioner Russell introduced the new County Administrator, Dr. Rebecca Bridgett. Dr. Bridgett's first day of employment will be April 15, 2013.

PROCLAMATION WAS PRESENTED FOR MOTORCYCLE SAFETY MONTH AND SAFETY RALLY DAY

SHERIFF'S OFFICE: ANNOUNCEMENT OF "ACCREDITATION ON-SITE" PROCESS

Present: Sheriff Tim Cameron
Pamela McKay, Accreditation Manager, Sheriff's Office

The St. Mary's County Sheriff's Office received its first accreditation from the Commission on Accreditation for Law Enforcement Agencies (CALEA) in 2007 and reaccreditation in 2010. Assessors will arrive in St. Mary's County on April 14, 2013, to begin the assessment process for a second reaccreditation. As part of the assessment, a public hearing will be held on Monday, April 15, 2013, at 6:00 pm in the Commissioners Meeting Room, Chesapeake Building. Agency employees and

members of the Community are encouraged to offer comments on the professionalism of the Sheriff's Office and the manner in which it serves the citizens. Citizens may also comment via phone on Monday, April 15, between the hours of 3:00 pm and 5:00 pm, by calling 301-690-2083.

COUNTY ADMINISTRATOR

1. Draft Agenda for April 16 and 23, 2013.
2. **Department of Public Works and Transportation** (*George Erichsen, Director*) and **Office of the Sheriff** (*Erin Shoemaker*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the budget amendment transferring \$4,000 in budget authority within the 530 Revolving Fund for maintenance and supplies for the County fuel system on behalf of the Department of Public Works and Transportation. Motion carried 5-0.

3. **County Attorney** (*George Sparling, County Attorney*) and **Dept. of Emergency Services and Technology** (*Bob Kelly, Director*)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute an Easement Agreement between the Commissioners of St. Mary's County and SMECO for the purpose of providing power to the Valley Lee NEXTGEN Tower site. Motion carried 5-0.

OFFICE OF THE COUNTY ATTORNEY:

1. RESOLUTION DESIGNATING ADMINISTRATIVE AUTHORITY CONCERNING PUBLIC WORKS

Present: George Sparling, County Attorney

The proposed Resolution incorporates and supersedes Resolution No. 11-45 expanding the authority for the Director, Department of Public Works and Transportation, to sign specific documents concerning public works, public property and transportation on behalf of the Board of County Commissioners. The proposed Resolution will further streamline the process of government, with respect to both Department of Public Works and Transportation and the Board of County Commissioners.

Commissioner Morris moved, seconded by Commissioner Morgan, to approve and sign the resolution authorizing the Director of the Department of Public Works & Transportation to perform specific administrative acts concerning public works, subject to compliance with County budgetary and fiscal policies, approval of documents

for form and legal sufficiency and the provision of copies of executed documents to the County Administrator. Motion carried 5-0.

2. ADOPTION OF CHAPTER 259 OF THE CODE OF ST. MARY'S COUNTY TO AUTHORIZE THE USE OF SCHOOL BUS MONITORING CAMERAS BY A LAW ENFORCEMENT AGENCY

Present: George Sparling, County Attorney

The Board of Education and the Sheriff's Office requested approval to install cameras on school buses to record violations of the law requiring vehicles to stop for buses loading and unloading students. A public hearing was held on March 26, 2013, with favorable testimony received from one individual. Mr. Sparling drafted the proposed Ordinance at the request of the Board of Education.

Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve and sign the proposed ordinance codifying Chapter 259 of the Code of St. Mary's County, Maryland, to authorize the use of school bus monitoring cameras by a law enforcement agency. Motion carried 4-1. *Commissioner Jones voted nay stating that she is very concerned with children's safety but could not support this because there are still civil liberty issues unresolved with the use of this type of technology, and it is unknown how long the vendor will retain the information and what security measures will be in place to protect the information.*

DEPT. OF LAND USE AND GROWTH MANAGEMENT: DECISION ON PROPOSED ZONING TEXTAMENDMENT TO MODIFY METHODS FOR ACHIEVING A FLOOR AREA RATIO INCREASE

Present: Phil Shire, Director, Dept. of Land Use and Growth Management

Mr. Shire noted a public hearing on the proposed zoning was held on March 12, 2013. Testimony during the public hearing and letters received during the ten-day open period were in opposition to the revision implying it would have an adverse effect on the County's TDR program.

Commissioner Morgan moved, seconded by Commissioner Jarboe, to deny the proposed zoning text amendment to Chapters 32, 50, 51, 60, and 64 of Chapter 285 of the Code of St. Mary's County. Motion carried 5-0.

Commissioner Jarboe expressed concern that recent text amendments coming before the Board were the result of requests from individuals or special interest groups. He noted the County adopted the Comprehensive Plan and the Zoning Ordinance and suggested giving them an opportunity to work before changes are proposed.

COMMISSIONER'S TIME

The Commissioners highlighted events attended over the past week and items of personal interest.

MOTION TO ENTER INTO EXECUTIVE SESSION

Commissioner Morgan moved, seconded by Commissioner Morris, to enter into Executive Session for the purpose of discussing personnel matters, specifically boards and committees and employment contracts. Motion carried 4-1. Commissioner Jarboe voted nay.

EXECUTIVE SESSION

Personnel

Present: Commissioner Francis Jack Russell, President
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Commissioner Todd B. Morgan
Diane Gleissner, Boards and Committees Staff Person (*Boards/Committees discussion only*)
Donna Gebicke, Administrative Assistant

Authority: Article 24, Section 4-210(a)1
Time Held: 10:00 – 10:25 am
Subject: Personnel (Boards and Committees and Employment Contracts)

MOTION IN OPEN SESSION

Commissioner Morgan moved, seconded by Commissioner Morris, to direct staff to proceed with personnel matters as were discussed in Executive Session. Motion carried 5-0.

ADJOURNMENT

Commissioner Russell adjourned the Board of County Commissioners meeting at 10:30 am.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)